

STATE OF INDIANA)
) SS:
COUNTY OF JASPER)

JASPER CIRCUIT COURT

PLAINTIFF,

-VS-

CAUSE NO.

DEFENDANT;

GARNISHEE DEFENDANT.

FINAL ORDER IN GARNISHMENT

This matter is before the Court on the Plaintiff's Motion for Proceedings Supplemental to Execution.

The Court, having reviewed this matter and being duly advised in the premises, now finds that the Plaintiff is the owner of an unpaid judgment against the judgment Defendant, _____, and further finds that the judgment Defendant has wages, salary, commissions and/or earnings due, or to become due, in amounts in excess of those exempt from execution.

The Court further finds that the facts set out in the Plaintiff's Motion for Proceedings Supplemental to Execution are true and that the Plaintiff is entitled to recover of and from the earnings of the judgment Defendant the amount required to satisfy said judgment and costs, together with interest thereon.

IT IS THEREFORE ORDERED AND DECREED by the Court that the garnishee Defendant, _____, shall pay into the hands of the Clerk of the Jasper Circuit Court, Courthouse, 115 West Washington Street, Rensselaer, Indiana, the lesser of: (1) 25% of the Defendant's total disposable earnings* per week, or (2) the amount by which total disposable earnings for the week exceeds 30 times the federal minimum hourly wage; to be applied on the judgment rendered in this cause in the sum of \$ _____, plus interest at the legal rate from the date of judgment until the same is paid in full.

This order shall be effective only after all prior final garnishment orders have been fully satisfied and only one order in garnishment will be carried out by the garnishee Defendant at one time. However, this garnishment order shall take effect notwithstanding any outstanding voluntary wage assignment.

The garnishee Defendant may collect as a fee to compensate it for making the deductions, an amount equal to the greater of \$12.00 or 3% of the total amount required to be deducted by this order or series of orders arising out of the same judgment debt pursuant to I.C. 24-4.5-5-105(5). The garnishee Defendant may collect such fee in equal portions of not less than \$1.00, (except that the final portion shall be the balance), by retaining such amount over the number of pay periods during which deductions are required, 1/2 of the fee to be paid by the debtor, by the garnishee Defendant increasing the judgment by the appropriate amount, and 1/2 of the fee to be paid by the creditor by the garnishee Defendant withholding said amount.

The Clerk of this Court shall forward a copy of this order to the Garnishee Defendant.

ORDERED THIS _____ DAY OF _____, _____.

John D. Potter, Judge
Jasper Circuit Court

*Disposable earnings are those amounts remaining after deducting ONLY the following from gross earnings: (1) Federal income tax withholding, (2) federal Social Security, and (3) state and local income tax withholding.

The above order sets forth the maximum amount which may be garnished from the judgment Defendant's wages. If the judgment Defendant has a partial garnishment and the full amount is not being withheld, this order shall be effective until the full garnished amount is withheld from the judgment Defendant's wages.